Sectt. II-29—27,004—25-11-25.

Development (1926) Department.

Mis SERIES.

G.O. No. 619

DATED 22-4-1926

[Despatch Abstract.]

Memorial -

Forest Guard - V. Govinda - North Mangalore Division - Orders passed.

Pages (1-4) same Chief Secretarial
as 1-25 (5-8 infra Development no.
23/1/26 23.1.26

Dev: 253 I
25.7.26

To

The Chief Secretary to

The Government of Madras,

(Forest Department)

Fort St. George, Madras.

Thro'

The District Forest Officer,

Mangalore North,

S. Kanara District.

Humble Memorial of

V. Govinda, late Second grade

Forest Guard, Nagodi Beat,

Post Coondapoor.

Dated 18th January 1926.

Most Respectfully Sheweth:

That Your Memorialist was a Second Grade Forest Guard attached to Nagodi Beat, within the jurisdiction of North Mangalore Division, in the District of S. Kanara.

That Your Memorialist was placed under Suspension from 15-12-22 to 31-5-1923 by the District Forest Officer, North Mangalore, in his Dis.C.No.402/F.28/23, dated 22nd May 1923; and also directed that on expiry of the period of suspension the Memorialist should join duty at Moodabidri, a station at a distance of over 100 miles from Nagodi where he was working at the time.

That against this order Your Memorialist submitted an Appeal to the Conservator of Forests VI Circle

Ootacamund on 23-6-1923, praying that if nothing else can be done at least the order of transfer to Moodabidri may be cancelled and Memorialist be sent to a nearer place.

That this Appeal was in the 1st instance returned as time barred and when it was finally admitted after much correspondence, the learned Conservator of Forests had become greatly prejudiced and passed orders in his proceedings dated 26th January 1924 refusing to interfere with the orders of the District Forest Officer.

That while Memorialist's Appeal was pending disposal with the Conservator of Forests Your Memorialist received an order from the District Forest Officer, Mangalore Range, directing him to report for duty within 10 days on pain of dismissal for failure.

That this letter was sent under a Registered Notice, it was not delivered to the Memorialist for a number of days and at the influence of the Range Officer at Kundapoor, at whose instance Your Memorialist was placed under Suspension, the cover was treated as "Refused" and returned. Why should Your Memorialist refuse to accept a cover from the departmental head specially while he was daily expecting orders on his Appeal is however a ~~mxxxx~~ Mystery. Finally however the said Notice was served on the Memorialist and Memorialist on 23-7-23, submitted a petition praying that his transfer may be kept in abeyance pending disposal of his Appeal by the Conservator of Forests and that he may be granted two month's leave from 1-6-1923,.

The District Forest Officer, North Mangalore, however refused to comply with this prayer in his order No. 405/23 of 1-6-1923.

That Memorialist did not receive any orders on the Appeal and Memorialist had laterally to send a prepaid telegram to the Conservator of Forests and finally on the 4th February 1924 that he was furnished with a copy of the order.

That in the meantime the District Forest Officer was going on carrying out his own mandate and had consequently dismissed the Memorialist from Service for failure to report to duty as directed ignoring all his petitions and representations.

That the dismissal is due to no other fault except that Your Memorialist did not join duty as was directed to do but the Government will be pleased to see that this failure was not due to any wilful disobedience nor due to a mind to defy orders - or to any act of disrespect to authority by the Memorialist but was entirely due to circumstances beyond his control. At the time Government may also be pleased to see, Memorialist's Appeal was pending disposal, he was in indifferent health he had specially prayed in his Appeal to transfer him to a nearer place and that he had also submitted petition asking for 2 month's leave.

The District Forest Officer, however refused to grant any of his prayers and passed order of dismissal even before he received orders on his Appeal from the Conservator of Forests and Memorialist need hardly submit he has suffered a grave injustice.

Your Memorialist finally appealed for mercy, and even then the Chief Conservator of Forests turned a deaf ear and in his proceedings dated 14th July 1925 (submitted enclosed) which reached Memorialist only on 27-11-25 refused to comply with Memorialist's prayer.

That Your Memorialist is an extremely poor man and had put in 13 years service in the Department while he was dismissed under circumstances described above and he humbly prays Government may be graciously pleased to call for all the connected papers and on going through the same to direct Memorialist's reinstatement to Service on his former Grade and pay.

For which act of justice and mercy Memorialist will ever feel grateful.

(Sd) V. Govinda
Memorialist

(True Copy - Submitted direct - Original is Submitted here with the D.T.O. marginal Note

Z. Gavendh

To Under Secy

This is only an advance Copy. ~~This may be lost.~~ CC may be received by 25.2.26 if the original is not received.

HGS 25.1.26.

25.1.26.

CNo 187/226-21

To

The Chief Secretary to
The Government of Madras,
(Forest Department,)
Fort St. George, Madras.

Thro'

The District Forest Officer,
Mangalore North,
S. Kanara District.

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pp57-58 (E)

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pp93-97 (C)

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(N)

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For which act of justice and mercy Memorialist will ever feel grateful.

Yours

(3)

NMJ CNo 187/926-C1.

Returned to the petitioner for resubmission with copies of the appeals submitted to the Conservator and the Chief Conservator and of the orders passed thereon. He will also explain as how the enclosed order of the Chief Conservator dated 14.7.25. reached him only on 27.12.25.

(N)

2.2.26

Dt. Forest officer
North Mangalore

20.1.26

7-2-26

Resubmitted to the District Forest Officer North Mangalore

(E) All the records that are in my possession in connection with the Correspondence regarding my dismissal are submitted herewith showing the discription of the same in a separate sheet attached to them

If any more are required, they may be kindly got from the Offices Concerned and submitted to Government

Further beg to submit that the enclosures may be returned to me when no longer required.

As regards concluding para of the order I beg to submit that being without employment I was not present at home and that on my arrival I got the order on 27-12-25 and initialed the same as having been received on that day. In this respect I cannot be blamed, Y. Gavende 32-10-2-26

13 FEB 1926

25 FEB 26

N.Dis No. 187/926.

Submitted to the Conservator of Forests, Sixth Circle, with all the enclosures as per list except the copy of memorialist's petition dated 22nd June 1925 which has not been received.

2. The facts of the case have already been reported by me in this Office N.Dis No. 1404/F.23, dated 29-12-23 in reply to Conservator's L.Ref No. F. 2135/23, dated 17-11-23 and I have now nothing more to add.

3. The memorial is apparently filed against the Chief Conservator's order L.Dis No. 4231/25, dated 14-7-25 forwarded to petitioner direct. It is not understood how the order dated 14th July 1925 could take more than 4 months to reach the petitioner on 27th December 1925. The explanation put forth by him for this delay is that he was not present at his place when the order arrived.

Office of the Dt. Forest Officer, Mandla, dated 21st February 1926

for K.Y. Mathews 24/2/26

Cupid's

Ref. No. M.425/26-1. G.D. 2114

Forwarded to the Chief Conservator of Forests, Madras.

2. The following records of this office relating to this man's case are forwarded:--

1. L.Dis.No.1368/23 (H).
2. L.Dis.No.1974/23. (J)
3. L.Dis.No.2135/25 (Y)
4. L.Dis.No.583/24. (Q)
5. ~~The records submitted by the appellant.~~

OFFICE OF THE CONSERVATOR OF FORESTS MADRAS 13 MAR 1926 RECEIVED

3. The District Forest Officer, North Mangalore has been asked to submit the original records of the case direct to you.

4. No appeal lies against the Chief Conservator's order.

Encls. Regd. post ack. due.

C. Sladen 10.3.26.

Ootacamund, 7-3-26.

For Conservator of Forests, VI.C.

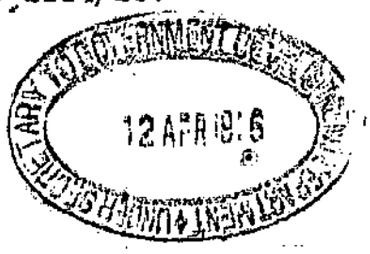
V.R. 9/3

DESPATCHED 10 MAR 1926

II/ Dev 1168 7/12 26

Office of the Chief Conservator of Forests,

Ref.No. 2114/26. Chepauk, Madras, dated the 7th April, 1926.



H. Tireman Esquire, C.I.E.,
Chief Conservator of Forests.

Subject: Memorial - V. Govinda - late Forest Guard - North Mangalore division.

Submitted to Government.

2. The memorialist was a forest guard on Rs.21/- per mensem in the North Mangalore division. He was dismissed by the District Forest Officer in his proceedings No. D.Dis No. 563-F-23 dated 4-8-1923 which contains a full statement of the facts of the case. The memorialist appealed to the Conservator who dismissed the appeal in his proceedings L.Dis No. 2135/23 dated 26-1-24. Subsequently the Conservator in his L.Dis. No. 583/24 dated 6-3-24 declined to reconsider the orders already passed by him. The memorialist then preferred a second appeal to me which I rejected in my proceedings L.Dis.No. 7413/24 dated 17-12-24 and in my proceedings L.Dis.No. 688/25 dated 5-2-25- I declined to reconsider the orders already passed. Subsequently the memorialist requested that the order of dismissal might be set aside and that he might be re-employed on probation. I declined to comply with his request in my proceedings L.Dis No.4231/25 dated 14-7-1925. The memorial contains no new material facts.

3. The memorial is liable to summary rejection under rule XIII (ii) of the Government Memorial rules.

4. The connected records are submitted herewith.

For Chief Conservator.

To

The Secretary to Government, Development Department.
with records as per list.

ks:8:4.

12

Records sent as enclosure.

1. L.Dis.No. 1368/23 (H)
2. L.Dis.No. 1974/23 (J)
3. L.Dis.No. 2135/23 (Y)
4. L.Dis.No.583/24 (Q)
5. L.Dis. 4231/25
6. .. 668/26
7. .. 7413/23
8. D.F.O's L.Dis.563-A/23

13

Memorial / Forest Guard V. Kariadan N. Mangalore &c

CNO. 11662 From the CC. Refd 2144/26 & J. 4. 26.

To Under Secy

V. Kariadan, late Forest Guard attached to Nagode Beat was dismissed from service by the D.F.O. North Kanara in his D.Dis. 563. F.23. A/2 4 & 28. The facts of the Case are fully explained in the D.F.Os order. The Charges against the appellant are disobedience of orders, irregular Submission of diaries, absenting from duty without leave, writing false diaries and conduct unbecoming an Officer who Came to his head in Camp.

Pages 93-97 of (C)

Page 13 of (C)

2. Against the D.F.O's order the appellant appealed to the Conservator who dismissed the appeal in his proceedings Dis 2135/23 & 26.1.26. and declined (4) to re Consider the above orders already passed by him. The appellant then appealed to the CC. who in his Dis (Q) 7413/26 & 17.12.26 summarily rejected the appeal. Subsequently the appellant applied for re Consideration of the orders already passed and also requested that he might be re employed on probation. Both the requests were refused by the CC.

Pages (O) and (N)

3. The appellant now appeals to Govt. The CC's first order of Summary rejection was received by the appellant on 10.1.25. and the present appeal is dated 18.1.26. The appeal is therefore clearly time-barred and as stated by the CC is liable to Summary rejection under Rule XIII (M) of the

Page 60 of (E)

'C' Memorial rules. Considered on merits the appellant clearly has no case. The D.F.O. in his order of suspension on pages 51-53 of (C) seems to have correctly dealt with ~~his case~~ the appellant. On 1.6.23 the appellant was warned that unless he rejoined Page 75 of (C). duty he will be dismissed from service. ~~The appellant~~ ~~willingly refused~~ Although the appellant at first refused to Pg 77 of (C) receive the order he could have atleast acted accordingly When it was delivered in person to him by the Range Page 84 of (C) Officer on 18.7.23. He thereby disobeyed the D.F.O's orders. The D.F.O in his order dated 4.8.23 states that the Page 97 of (C) appellant was awarded Black marks about 6 times, Suspended thrice and even dismissed once.

= The appellant clearly has no case. A draft order is submitted.

16.4.26 19.4.26 The memorial is clearly time-barred.

20/4/26

S

20.4.26

C3 20/4/26

20.4.26